

HOUSE No. 822

By Mr. Linsky of Natick, petition of David Paul Linsky and others relative to salaries and appointments of certain personnel within the offices of the district attorneys of the Commonwealth. The Judiciary.

The Commonwealth of Massachusetts

PETITION OF:

David Paul Linsky	Rachel Kaprielian
Susan C. Fargo	Karen E. Spilka
Michael E. Festa	Mary E. Grant
Edward G. Connolly	Brian Paul Golden

In the Year Two Thousand and Five.

AN ACT TO ADEQUATELY COMPENSATE CAREER PROSECUTORS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 12 of the General Laws is hereby
2 amended by striking out section 16, as appearing in the 1998 Offi-
3 cial Edition, and inserting in place thereof the following section:—
4 Section 16. (A) Each district attorney shall, subject to appropri-
5 ation and subject to the conditions of this section, appoint and
6 may, at his pleasure, remove such assistant district attorneys as are
7 necessary to the functioning of the office of the district attorney.
8 Assistant district attorneys shall receive from the commonwealth
9 salaries as recommended by the district attorney appointing them,
10 subject to appropriation and subject to the conditions of this
11 section but in no case shall the annual salary of an assistant dis-
12 trict attorney be less than thirty-five thousand dollars, nor shall
13 the salary of an assistant district attorney with three years' experi-
14 ence as an assistant district attorney be less than forty thousand
15 dollars, nor shall the salary of an assistant district attorney with
16 five years' experience as an assistant district attorney be less than
17 fifty thousand dollars, nor shall the salary of an assistant district

18 attorney with seven years' experience as an assistant district
19 attorney be less than sixty thousand dollars, nor shall the salary to
20 an assistant district attorney with ten years' experience as an
21 assistant district attorney be less than sixty-five thousand dollars.
22 The provisions of sections nine A and forty-five of chapter thirty,
23 chapter thirty-one, and chapter one hundred and fifty E shall not
24 apply to said assistant district attorneys. Assistant district attor-
25 neys shall devote their full time during ordinary business hours to
26 their duties, and shall neither directly nor indirectly engage in the
27 practice of law.

28 (B) Each district attorney shall, subject to appropriation and
29 subject to the conditions of this section, appoint and may, at his
30 pleasure, remove such victim-witness advocates and child inter-
31 view specialists as are necessary to the functioning of the office of
32 the district attorney. Victim-witness advocates and child interview
33 specialists shall receive from the commonwealth salaries as rec-
34 ommended by the district attorney appointing them, subject to
35 appropriation and subject to the conditions of this section but in
36 no case shall the annual salary of a victim-witness advocate or
37 child interview specialist be less than thirty-two thousand dollars,
38 nor shall the salary of a victim-witness advocate or child inter-
39 view specialist with three years' experience in either or both such
40 position be less than thirty-eight thousand dollars.

1 SECTION 2. Sections 18, 19, 20, 28, and 20C of said
2 chapter 12 are hereby repealed.